

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Clifford A. Wright
Serial No. : 10/751,128
Filed : January 3, 2004
Cust. No. : 20985
Title : DIVIDED NASAL CANNULA ASSEMBLY

Art Unit : 3743

Examiner : Mital B. Patel MAY 03 2005

Conf. No. : 1766

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OFFICE OF PETITIONS

MAILSTOP: Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. §1.313(c)

Dear Sir:

Applicant requests that the above-identified application be withdrawn from issue under 37 C.F.R. §1.313(c)(2) to permit consideration of a Request for Continued Examination in compliance with 37 C.F.R. §1.114. A Request for Continued Examination (RCE) in accordance with the requirements of 37 C.F.R. §1.114(a), which includes the submission of an Information Disclosure Statement, is filed herewith.

The issue fee was paid on March 29, 2005 for the above-identified application by Applicant's representative. It is noted that the file for the application was recently transferred to the undersigned from Applicant's previous representative. After a review of the file, it appears that a further Information Disclosure Statement is warranted.

Accordingly, an Information Disclosure Statement is filed which cites patents and patent applications that were made of record in the parent applications (U.S. Patent Application No. 10/224,849 now U.S. Patent No. 6,807,966 and U.S. Patent Application No. 10/634,365) of the subject application. It is requested that the U.S. Patent and Trademark Office make the listed references of record and consider the references. Provision of the Information Disclosure Statement and filing of the Petition is not to be construed as admission that such information and documents are effective prior art to the instant claimed subject matter.

Prompt consideration of this Petition is respectfully requested in view of the possibility that a patent will imminently issue for the above-identified application.

This Petition is accompanied by a check in the amount of \$525, which covers a \$130 petition fee (37 C.F.R. §1.17(i)) and \$395 for filing the RCE (37 C.F.R. §1.114). Any fees that

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Petition to Withdraw
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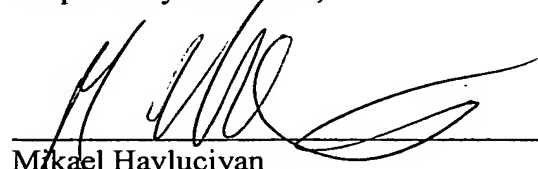
Attorney's Docket No.: 14736-021001

may be due in connection with this paper or with the application may be charged to Deposit Account No. 06-1050.

Review of this Petition and withdrawal of the application from issue are respectfully requested.

Respectfully submitted,

Date: May 2, 2005


Mikael Havluciyani
Reg. No. 47,285

Attorney Docket No. 14736-021001
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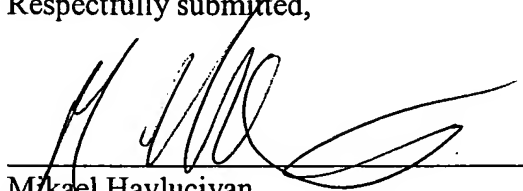
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